# **DOCKET FILE COPY ORIGINAL**

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August 22, 2002

### SENT BY FEDERAL EXPRESS

**FACSIMILE** 

(703) 430-4994

Marlene H. Dortch, Secretary Federal Communications Commission 9300 East Hampton Drive Capitol Heights, MD 20743

> Re: Motion of Sonoma Media Corporation to Dismiss its Counterproposal in MM Docket 02-128, Centerville, Texas

Dear Ms. Dortch:

Transmitted herewith is an original and four copies of the above captioned pleading as directed to the Media Bureau.

It is requested that the additional copy marked "FILE" be <u>date-stamped</u> and returned to us in the enclosed self-addressed stamped envelope.

Should any additional information be required, please contact this office.

Very truly yours,

Buenzle, counsel

No. of Copies rec'd List ABCDE

cc of pleading (by fax): John A. Karousos, Assistant Chief Audio Division, Broadcast License

Division, Media Bureau

ORIGINAL

# Before The FEDERAL COMMUNICATIONS COMMISSION Washington, D.C.

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In the Matter of	) MB Docket No. 02-12
Amendment of Section 73.202(b) Table of Allotments	) RM-
FM Broadcast Stations Centerville and	)
Normangee, Texas	,

To: Assistant Chief, Audio Division
Office of Broadcast License Policy
Media Bureau

# MOTION OF SONOMA MEDIA CORPORATION TO DISMISS ITS COMMENTS AND COUNTERPROPOSAL

On July 15, 2002, Sonoma Media Corporation ("Sonoma") filed a counterproposal in this proceeding proposing to add channel 274A to the community of Normangee, Texas, and to deny the original rulemaking proposal, as set forth in the Notice of Proposed Rulemaking, to add that new channel to the community of Centerville, Texas.

Although the counterproposal was advanced in good faith, subsequent analyses by Sonoma has now indicated that it is not consistent with Sonoma's overall plan for modification of the allocation table within the State of Texas, and Sonoma therefore respectfully requests that the counterproposal for Normangee as filed by Sonoma in this docket be dismissed. It is also noted here that neither Sonoma nor any of its principals has received or promised any consideration of any kind in return for this

requested dismissal and a Declaration by Roy E. Henderson,
President of Sonoma, confirming that fact, is attached hereto.

Wherefore, it is respectfully requested that this Motion be granted and the Counterproposal filed by Sonoma in this proceeding be dismissed.

Respectfully Submitted,

SONOMA MEDIA CORPORATION

Robert J. Buenzke

Its Counsel

Law Offices
Robert J. Buenzle
11710 Plaza America Drive
Suite 2000
Reston, Virginia 20190

(703) 430-6751

August 23, 2002

#### DECLARATION

ROY E. HENDERSON, under penalty of perjury, hereby states and declares the following:

In compliance with Section 1.420(j) of the Commission's rules, Roy E. Henderson, President and 100% owner of Sonoma Media Corporation, hereby states that neither he nor Sonoma nor anyone affilliated with him or Sonoma, has either received or paid any consideration of any kind to or from any other party, or the principals of any other party to this proceding, or any affiliate of any such party or principal, nor are there any agreements, written or oral, express or implied, between Sonoma or Henderson or anyone affiliated with Sonoma or Henderson for any such payment or consideration to or from any such principal, party, or affilliate, in exchange for, or relative to, this Motion to withdrawal its Counterproposal in MM Docket No. 02-128

The above statements of fact are true and correct to the best of my own personal knowledge and belief.

signed and dated this 22 day of Awar

2002.

by E. Henderson

# CERTIFICATE OF SERVICE

I, Robert J. Buenzle, do hereby certify that copies of the foregoing Motion of Sonoma Media Corporation to Dismiss its Comments and Counterproposal have been served by United States mail, postage prepaid this 23rd day of August, 2002, upon the following:

\*John A. Karousos, Esq.
Assistant Chief, Audio Division
Office of Broadcast License Policy
Media Bureau
Federal Communications Commission
Portals II, Room 3-A266
445 12th Street SW
Washington, D.C. 20554

David P. Garland 1110 Hackney Street Houston, Texas 77023

Robert J. Buenzle

\* Also Sent By Fax